

## U. S. Rests in Trial of Promoters

Potash Company Sold Stock After Failure Certain, One of Government's Contentions.

### Defense to Hold Boards

The government closed its case against the four promoters of the Berg Potash company late yesterday with these two main points:

Evidence that two shares of Berg Potash stock were sold to W. A. Carnine of Osceola, Neb., for \$200, on February 15, 1919—five days after W. A. McWhorter, one of the defendant officers, told Walter Hone, well the "company had gone home"—was supplied from company books by H. A. O'Hara, accountant.

The Berg company paid \$100,000 to the Neb-Ota company June 26, 1918, for leases, although there was no Neb-Ota company in existence until August 12. A. L. Kreiss, former general manager of the Berg company, recalled to the stand, testified he did not negotiate the leases in question until some time in July or August.

**Claim Nothing Paid.**

Not a penny was ever paid for these leases, for which \$100,000 afterwards was exchanged, Kreiss declared.

"We promised the owners only the royalty from the potash extracted," he said.

Payment of this \$100,000, \$69,201 of which was made in certificates of deposit, was not completed until December 31, 1918, according to the books.

"There wasn't enough money June 26 to pay such an amount," O'Hara testified.

Judge Munger overruled objections from the defense to the inclusion of this testimony.

Another \$60,000 item, credited once for commissions to William A. McWhorter & Co., and again to "leave account," the McWhorter company, fiscal agents, also was questioned by Lane.

**Nothing on Books.**

On cross-examination of O'Hara, Judge J. M. Parsons, for the defense, disclosed evidence that the Carnine stock sale was negotiated August 24, 1918, nearly six months before the payment appears on the Berg company books.

He emphasized the fact there was nothing irregular about the transaction and asked the accountant if it was not customary to pay for stock by note, later than the date of sale.

"The books show no such note, it was a cash payment," returned O'Hara.

Prosecutor Lane holds that the consummation of the sale was made, February 15.

Further inquiry into the sale of original or treasury stock, not transfers, after September 30, 1918, when the company's fortunes began to wane, occupied the rest of the session.

### O'Hara on Stand.

O'Hara will be on the stand a few minutes this morning to complete cross-examination after which the defense will hold the boards.

It is thought W. A. McWhorter will be the first of the four men on trial to be put on the stand by the defense, though Judge Parsons, their chief counsel, declined to admit late night, that any of his clients would testify in their own behalf.

The other three defendants are W. G. Chipley, Charles Wohlberg and Jacob Masse.

Parsons said he expected to use four days for the defense.

### Chinese Government Asked to Punish Shelton Slayers

Washington, March 6.—The American legation at Peking has requested the Chinese government to take all possible measures to bring to trial the robbers who murdered Dr. A. L. Shelton, an American missionary at Batang on February 17, it was announced today at the State department.

The announcement said that the action of the legation at Peking was taken upon receipt of a telegram from an American missionary at Batang, giving an account of the murder. Dr. Shelton was a medical missionary of Christ. First news of his death was received in a telegram addressed to the general mission board of his denomination at St. Louis.

### Actor and Playwright Sues George Cohan for \$50,000

New York, March 6.—Robert C. Hilliard, actor and playwright, brought suit for \$50,000 against George M. Cohan today. Alleging Cohan failed to live up to an agreement to revive "Honest John O'Brien" for him, with the result that he finds himself in midseason without a play in which to star, Hilliard contended that he turned over to Cohan the rights to produce "Prince There Was" on condition that Cohan would rewrite "Honest John O'Brien" for him.

### Farm Advance of \$471,000 for Nebraska Approved

Washington, March 6.—Approval of 186 advances for agricultural and livestock purposes aggregating \$4,802,000 was announced today by War Finance corporation. Among the loans were the following: Colorado, \$88,000; Idaho, \$124,000; Iowa, \$340,000; Montana, \$159,000; Nebraska, \$471,000; New Mexico, \$583,000; South Dakota, \$407,000; Texas, \$218,000; Wyoming, \$190,000.

## Italian Princess May Marry Roumanian



Princess Yolanda.

London, March 6.—From a reliable source it was learned that negotiations are pending for the marriage of Princess Yolanda, eldest daughter of King Victor Emmanuel of Italy, to Prince Nicholas, younger son of King Ferdinand of Roumania, says an Exchange telegraph dispatch from Rome today. The report is not yet confirmed. Last December a Brussels dispatch carried report of Princess Yolanda's engagement to the Duke of Brabant, eldest son of King Albert of Belgium. Ignorance of the engagement, however, was professed in royal circles.

## Eva King Given Sentence of 25 Years in Prison

Appeal to Be Taken in Case of Woman Convicted of Second Degree Murder in Bluffs District Court.

Mrs. Eva King, indicted for first degree murder and convicted of second degree murder in connection with the death of Robert Murray, railroad detective, in the gun battle between gangsters and officers at the Lena Schneider bandit farm last fall, was sentenced yesterday to 25 years imprisonment in the women's reformatory at Rockwell City, Ia., by Judge O. D. Wheeler in district court at Council Bluffs.

Notice of appeal to the state supreme court was given and her appeal bond was fixed at \$5,000.

**Prisoner Breaks Down.**

J. J. Hess, attorney for the defense, argued for a new trial on the grounds that the judge's instructions to the jury classified his client wrongly by the jurors and that evidence of breaking into stores by the gang was improperly admitted. Hess alleged that Mrs. King was not implicated in the murder of Murray, nor responsible for other acts of the men at the bandit farm. The motion was overruled.

The convicted woman was unable to stand and receive sentence. She arose from her chair at the request of Judge Wheeler, but broke into tears and crumpled back in her seat again before he could pronounce sentence. Her mother, Mrs. Ida Miller, was at her side during the pronouncement of sentence.

**Daughter of Prospector.**

Yesterday for the first time the maiden name of the young woman was disclosed here. Before her marriage to King she was Miss Eva Sheppard, daughter of Grant Sheppard, Idaho prospector, who was absent from his home for months at a time. The mother is a Christian Scientist and supported her children during the father's absence by practicing as a healer.

After Sheppard had been gone for more than two years, the wife obtained a divorce. She put her children through school and in later years married Henry Miller, whose name she now bears. The marriage relation ceased very soon and Miller disappeared. When next heard from, he was in the Oregon penitentiary, convicted of safe blowing and a bank robbery.

### Drive to Lower Price of Eggs Launched in New York

New York, March 6.—Market Commissioner O'Malley announced today a drive to bring eggs to the lowest price since the war. He has obtained promises of co-operation of many large chain stores, he said. One group will offer eggs tomorrow at 25 cents a dozen.

### Hughes Back Home

Washington, March 6.—Secretary Hughes arrived tonight from his vacation trip to Bermuda and went immediately to his home, saying he would be at his office in the State department early tomorrow.

### Will Hays Assumes New Duties as Head of Movie Industry

New York, March 6.—Will H. Hays, former postmaster general, took up his duties today as executive president of the motion picture manufacturers and distributors of America.

He spent most of the first day in his sumptuous new offices receiving best wishes of leading motion picture producers, reading sheafs of congratulatory telegrams and admiring bouquets sent in by friends.

Mr. Hays denied he had been employed to bolster the industry against attacks on its morality, asserting the following two clauses from his contract told the whole story of his duties:

"To obtain and then to maintain the highest possible standards of moving picture production."

"To develop to the highest possible degree, the moral and educational character of the industry."

## Bonus Hits Snags in Committee

Unsuccessful Effort Made to Confine Plan Largely to Adjusted Service Certificate Proposal.

### House Action Delayed

By The Associated Press.

Washington, March 6.—House ways and means committee Republicans encountered some unlooked-for snags late today in further consideration of the soldiers bonus bill, with a result that the formal presentation of the measure to the house will be delayed for several days.

It was understood that an unsuccessful effort was made to confine the bonus largely to the adjusted service certificate option. The other differences were said to have been unimportant.

After a morning session of the majority committee, Chairman Fordney announced that it was the plan to complete the bill in the afternoon, introduce it in the house immediately and formally present it tomorrow, after a session of the entire committee. He added that meantime he might discuss the measure with President Harding.

**Opposition Develops.**

It seems that the proposition to require the democrats on the committee to cast their votes on the bill without presenting full opportunity to consider it, met with some opposition from the majority side and it was indicated that when the measure was put in final form by the Republicans, the minority members would be given time to study its provisions before final committee action. The bill will be taken up again tomorrow by the Republicans, it was said, with the hope that it could be completed before night.

Change made in the bill at the two sessions of the majority committee today was said to have been largely of a technical character. Committee members declared that no important alterations had been made in the compromise plan eliminating the cash bonus, except where the men were entitled to \$50 or less and substituting a bank loan section to the adjusted service certificate plan authorizing national and state banks and trust companies, organized under state laws, to loan certificate holders up to 50 per cent of the adjusted service credit.

**Majority Not Disturbed.**

Representative Longworth of Ohio, a member of the committee, told newspaper correspondents that the majority was not disturbed by sections of the bill. He thought former service men would have no difficulty in realizing on the certificates, saying the amount of each would be small and that the small banks would be asked to advance only a comparatively small total.

The certificates would not be redeemable by federal banks, he continued, nor could the bank making the original loan have the certificates rediscussed by other banks. He added that the section was so drawn that the certificates could not get out of the hands of the banks except by transfer to the government.

## 100 Cases of Eggs Lost When Boxcar Burns

Tecumseh, Neb., March 5.—(Special.)—A refrigerator car and over 100 cases of eggs, 30 dozen to the case, were lost by fire on the Burlington at Sterling.

A Sterling produce company had loaded the car with 400 cases and turned it over to the transportation company. A small heater, used in the car to keep the eggs from freezing, is thought to have caused the blaze. When the fire was discovered a locomotive hauled the car under the water tank and the water was allowed to flow on it, but to no avail. The car was then set on a side-track and men salvaged all the eggs they could. Nearly 300 cases were removed, but there was considerable loss in breakage and by heat among these. The car was destroyed.

### Youth Who Escaped From Sioux City Jail Captured

Sioux City, Ia., March 6.—Roy Burk, 17, who with five others escaped from the Woodbury county jail here 10 days ago, has been captured at Sapulpa, Okla., according to word received by Sheriff Paul Beardsley. Burk was to have been taken to the penitentiary the day of his escape to serve 20 years for robbing a man of \$2.71 at the point of a gun. He will be returned to Sioux City and tried for jail breaking. This carries a 10-year penalty.

### Chicago Woman Cashier Arrested in Los Angeles

Los Angeles, March 6.—Miss Laura Thomas, 21, said to have been a cashier in the South Park bank, Chicago, is under arrest here on a telegraphic warrant charging embezzlement. According to the police she confessed to taking \$1,600 from the bank on January 21, blaming her desire for pretty clothes.

When her funds became exhausted Miss Thomas passed a number of worthless checks in Los Angeles, the police say. She will be returned to Chicago to answer the charge.

### Wife Brings Suit Against Husband to Get Practice

Detroit, March 6.—Viola Graham Peters, law student, craved practice in the knowledge of law and accordingly brought suit against her husband, Gerritt, for separate maintenance. Gerritt told Judge Arthur Webster in contesting the case.

## Lloyd George to Keep Office, London Report

London, March 6.—(By A. P.)—It was authoritatively reported in parliamentary lobbies this afternoon, says the London Press association, that the British prime minister, Mr. Lloyd George, has been decided to continue in office.

## "Alliance" in Four-Power Pact, New Tells Senate

Indiana Senator, Opening Administration Fight, Declares U. S. Not Obligated to Use Force.

Washington, March 6.—A resolution asking President Harding what effect ratification of the four-power Pacific treaty will have on the Lansing-Ishii agreement between the United States and Japan was adopted today by the senate.

Presented by Borah.

The resolution was presented by Senator Borah, republican, Idaho, one of the treaty opponents, and was agreed without a roll call, after a short debate in which Senator Underwood of Alabama, the democratic leader and a member of the American arms delegation, declared that in his opinion the "agreement" would be wiped out entirely by the series of conference treaties.

Senator Borah offered his proposal after the administration fight for ratification of the four-power pact had been opened by Senator New, republican, Indiana, in a prepared address declaring that the treaty contained an alliance, but was a long step forward in international amity and understanding.

**No Further Binding Effect.**

Senator Underwood asserted that anyone who had read the four-power treaty and the Lansing-Ishii notes would see immediately that the latter had no further binding effect. He said the new arrangement has been substituted to define rights in the Pacific.

"The Lansing-Ishii agreement," said the democratic leader, "recognized certain spheres of influence and of control in the region of the Pacific are settled by this treaty. The Lansing-Ishii agreement is completely wiped out by this treaty."

Senator Robinson, democrat, Arkansas, and Brandegee, republican, Connecticut, also spoke against the treaty, while the Lansing-Ishii agreement dealt with China and the Pacific islands, while the Lansing-Ishii agreement dealt with China and the Pacific islands.

Thus, he added, the special interest, referred to in the Lansing-Ishii note, had ceased to have any status in international law.

There is no "alliance" in the Pacific treaties nor any obligation to turn force, Senator New of Indiana. (Turn to Page Two, Column Six.)

## Klan Donates \$15 to Church Funds

Hooded Men Inform Baptist Pastor They Are "for Him."

Taft, Cal., March 6.—Five automobiles carrying masked and hooded men in the regalia of the Ku Klux Klan were driven to the Baptist tabernacle of the Rev. Van Dyke Todd at Fellows last night during the regular service and leaving the occupants outside while three members of the band entered the tabernacle, informed the Rev. Mr. Todd that they were "for him" and donated \$15 to the church funds.

The tabernacle was filled with members of the Baptist faith and the sudden entrance of the three ghost-like Klansmen caused much agitation among the worshippers. The excitement subsided, however, as soon as the good will of the white robed visitors was manifested.

The Rev. Mr. Todd has been the object of two communications recently, both of which were signed "K. K. K." The first threatened him if he did not discontinue sermons which had been preaching race hatred, against lawlessness in the oil fields. A second letter received a few days after it became known that he was the object of a "warning" commended his pulpit stand against the "open town" element and declared that the "K. K. K." had no connection with the first warning that he received.

### Portrait Painter Dies

Farmington, Conn., March 6.—Robert Bolling Brandegee, portrait and landscape painter, died at his home here late yesterday.

### Dog Guards Body of Master for Over Week

Bartlesville, Okla., March 6.—A Scotch terrier found the body of Harold Salley, 21, of Glen Oak, in a thicket near a country schoolhouse. He had been absent from home eight days.

The body was guarded by Salley's dog which at first refused to allow the searchers to approach. A severe bruise was found on the dead man's head. Salley apparently had been dead about six days.

The damp ground about the body was trampled and the dog, who was almost dead from starvation, apparently having remained constantly with his master's body.

## Why We Shouldn't Go to Sea



## Union Chief Says Railroads Held "Petting Parties"

Head of Telegraphers Charges Roads Did Not Hold Proper Wage Conferences With Employees.

Chicago, March 6.—Charges that the railroads generally had not held proper conferences with their employees before bringing requests for wage reductions to the United States railroad labor board and that only the lower classes of employees were named while the roads held "petting parties" with the big four brotherhoods, were made before the board when wage hearings began today.

A short indictment of the roads, delivered by E. J. Manion, president of the Order of Railroad Telegraphers, wound up a day's session of roll calls which disclosed that 205 railroads systems and 25 labor organizations are on the board's docket to fight out the present case. Mr. Manion's brief, but pointed statement was taken to indicate further charges of similar nature would be made tomorrow by other labor leaders.

The object of seeking reductions at present was held out to the employees as a desire to translate such reductions into freight and passenger rate reductions, Mr. Manion declared the conference committees were told. There was no attempt by most of the roads, he said, to negotiate a new wage scale based by the transportation act's prescription for a just and reasonable wage.

Regional wage conferences between the roads and the big four, referred to by Mr. Manion as "petting parties," have been going on for several weeks, but no agreement has yet been reached. Meanwhile requests by the roads for reduction of train service wages have been excluded from the present hearing by the board.

### Brother of Caruso Denies Vocal Organs Removed

Naples, March 6.—(By A. P.)—Giovanni Caruso, brother of the late Enrico Caruso, who has just arrived from the United States, asserts that the body of the tenor was buried intact. Dr. Salvia, who embalmed the body, had wanted to remove the vocal organs, Giovanni added, but the family of the singer refused his permission.

The foregoing dispatch confirms the statement of Mrs. Caruso, widow of the tenor, who declared there was no truth in the report printed in a Rome newspaper last week that the vocal organs of the singer had been kept for medical examination.

### Catholic Priest Beaten

Amarillo, Tex., March 6.—I. G. Keller, Catholic priest at Slaton, who was seized by masked men at that town Saturday night and beaten, tarred and feathered, authorized the statement here today that the incident was the climax of sentiment due to pro-German accusations against him during the world war. He said he was denied final citizenship papers in federal court at Amarillo in June, 1920, on the ground that he had registered as a German subject after taking out his first naturalization papers.

The masked men is reported to have comprised both Catholics and protestants of Slaton. A mob meeting held at Slaton yesterday adopted resolutions declaring the attack on the priest was not directed at the Catholic church as an institution, but at the priest as an individual.

## U.S. Grain Growers Fire Threatens Launch Subsidiary Former Center of Potash Industry

Sales Firm to Have Branch in Omaha—Largest Company in World.

Chicago, March 6.—Officers of the United States Grain Growers, Inc., yesterday announced incorporation of the United States Grain Growers Sales company, a subsidiary organization which will operate in the Chicago, Kansas City, Omaha, Indianapolis and Minneapolis markets.

The United States Grain Growers Sales company will be able to engage in a general grain business and perform all the functions of grain firms in the terminal markets at the present time, President C. H. Gustafson said.

Membership in the United States Grain Growers, Inc., has passed the 50,000 mark, officials said today, and announced that more than 85 per cent of the 50,000 grain growers are concentrated in the states of Illinois, Nebraska, Indiana, North Dakota, Iowa and Missouri.

## Burch Called to Stand in Obenchain Trial

Los Angeles, March 6.—Arthur C. Burch, jointly indicted with Mrs. Madalynne C. Obenchain on the charge of murdering J. Belton Kennedy, was called to the witness stand as a surprise witness by the district attorney in the trial here today of Mrs. Obenchain. He refused to answer questions until granted counsel. Deputy District Attorney Asa Keyes asked Burch: "Did not Mrs. Obenchain meet you at the station where you arrived in Los Angeles on July 24 last?"

Burch, who was visibly affected by the surprise of having been called to the stand and sworn in as a witness without warning, said:

"I am not advised by my counsel, and I cannot answer."

The prosecutor then asked him how he had come to stop at a certain hotel.

Burch instead of replying turned to the judge and asked that he be permitted to have the advice of his counsel. The request was granted and examination postponed while the bailiff sent for Paul Schenck, attorney for Burch.

## May Put Radio Phones in Cabins on Leviathan

New York, March 6.—(By A. P.)—Chairman Lasker of the shipping board, said today that he would strongly recommend installation of radio telephone apparatus in each of the 700 first-class cabins in the steamship Leviathan soon to be reconditioned, so that when it reenters the trans-Atlantic trade the passengers, while at sea, can converse with friends ashore.

The idea was suggested to him, Mr. Lasker said, by the successful wireless conversations yesterday between New York and the steamer America, then 350 miles at sea.

**Oil Freight Rates Cut.**

Washington, March 6.—Reduction in the freight rates on petrol and petroleum products from the Burlington and Ranger fields in Texas to points on the Mississippi valley and mid-continent areas were ordered today by the interstate commerce commission.

## Bank Head Starts Term in Prison

W. V. Mathews Sentenced to One to 10 Years for Embezzling Pioneer Funds.

### Stickel Case Dismissed

Lincoln, March 6.—(Special Telegram.)—Willard V. Mathews, former president of the defunct Pioneer State bank, Omaha, sentenced in Omaha this morning to from one to 10 years for embezzlement of \$200,000 of the bank's funds, became Convict 8234, Nebraska state penitentiary, at 6:15 tonight.

In an hour his fingerprints and Bertillon measurements were taken and at 8 he was taken to a cell where he spent his first night in prison. His picture for the prisoners' gallery will be taken tomorrow morning. Warden Fenton announced tonight:

"We need a man like Mathews to inaugurate a bookkeeping system in connection with our new overall factory, which is just opening," the warden said.

**Remains Stoical.**

Prison officials reported that Mathews remained stoical during his examination and while records for the prison file were being taken.

Mathews is the second Nebraska banker involved in bank failures in the last year to enter prison. The other is H. H. Barge of Hoskins, who began serving a one to 10-year sentence in April, 1921, and will appear before the state board of pardons and paroles March 14 to ask for a parole. As, after a prisoner has served 10 months for such a crime, he is eligible to parole if his prison record is good. Mathews will be eligible to apply for a parole in January, 1923, under the same rule.

Attorney General Clarence A. Davis has instituted criminal proceedings against at least 12 other Nebraska bankers involved in recent failures. All of them, however, have pleaded not guilty and are awaiting trial.

"I have taken this course to save those interested in the institution of which I was the head," said Mr. Mathews. "I could have pleaded not guilty and stood trial. That would have made vast expense and, I believe, would have ruined the institution. As it is, I believe the bank will pay dollar for dollar."

**Mind is Prepared.**

"My mind is prepared for the darkness and coldness of prison walls. I shall endure them. The worst will be the separation from my wife and home."

"My comfort shall be that my heart is clean."

Mrs. Mathews will continue to live at the family home, 4929 Cass street. Mr. Mathews was indicted by a grand jury last fall.

**Stickel is Dismissed.**

Indictment charging W. L. Stickel, Kearney, Neb., with aiding and abetting Mathews in the embezzlement of funds from the Pioneer State bank, was dismissed on the motion of Assistant Attorney General Dorsey, shortly after Mathews was sentenced.

"It might cost the state as much as \$10,000 to try Mr. Stickel's case," said Mr. Dorsey. "It has developed that there is no direct connection between Stickel and the Pioneer State bank transaction. An examination of (Turn to Page Two, Column Four.)"

## Hundreds of Birds Found Dead After Snowstorm

Broken Bow, Neb., March 6.—(Special.)—The bodies of hundreds of starlings were found on the streets and in the parks here following the snow storm. The birds resembled sparrows in form, but their markings were white and brown, with black stripes. Since the warm weather had been found on the ones surviving the storm, have continued their journey north.

## New Hampshire Man Named Assistant to Postal Head

Washington, March 6.—John H. Bartlett of New Hampshire, was nominated today by President Harding to be first assistant postmaster general. Mr. Bartlett, who at present is chairman of the civil service commission, will succeed Dr. Hubert Work who on Saturday succeeded Will Hays as postmaster general.

## Agriculture Department Appropriation Reduced

Washington, March 6.—An appropriation of \$34,978,035 to meet expenses of the Agriculture department during the coming year is recommended in a bill reported today by the house appropriation committee. The total was \$3,700,026 less than the amount appropriated for the current fiscal year and \$1,554,835 less than budget estimates.

## District Judge at Wahoo Files for Supreme Court

Lincoln, March 6.—(Special.)—District Judge E. E. Good of Wahoo today filed as a candidate for the supreme court on nonpolitical ballot. He is in the fourth judicial district. Charles R. Kockley, York, filed as a democratic candidate for the state senate from the Ninth senatorial district.

## Iowa Miners Vote for Strike

Albia, Ia., March 6.—Returns received at state headquarters here indicate that Iowa miners, members of the United Mine Workers of America, are voting overwhelmingly in favor of a strike unless an agreement can be reached on the new wage scale, according to John Gay, secretary of the Iowa district.

## The Weather

Forecast.

Tuesday fair and colder.

Hourly Temperatures.

5 a. m. 32 1 p. m. 33

6 a. m. 31 2 p. m. 32

7 a. m. 31 3 p. m. 31

8 a. m. 31 4 p. m. 31

9 a. m. 31 5 p. m. 31

10 a. m. 31 6 p. m. 30

11 a. m. 31 7 p. m. 30

12 noon 31 8 p. m. 30

Highest Monday.

Des Moines 34

Denver 32

El Paso 32

Fort Worth 32

Grand Rapids 32

Indianapolis 32

Lincoln 32

St. Louis 32

St. Paul 32

Valentine 32